

# **106<sup>th</sup> TN General Assembly**

## **First Regular Session**



**Thursday, June 11, 2009**

Senate – 42<sup>nd</sup> Legislative Day      House – 42<sup>nd</sup> Legislative Day

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**S E N A T E**

**THIRD CONSIDERATION**

**ALL CALENDARS RE-SET TO 6/12/09**

**MESSAGE FROM THE GOVERNOR**

SJR's 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 583, 585, 856, 587, 588, 589, 590, 592, 593, 594, 596, 597, 598, 599, 600, 601, 602 – SIGNED 6/10/09.

**SENATE CONVENES AT 8:00 A.M., FRIDAY, JUNE 12, 2009**

# HOUSE

## BILLS / RESOLUTIONS

HB 2414 was introduced and passed on first consideration.

- HR 0186** by \*Gilmore, DeBerry L, Maggart, Weaver, Barker, Pruitt, Sontany, Lynn, Richardson, Brown, Harwell, Jones S, Cooper B, Camper  
Memorials, Recognition - Veterans Administration Tennessee Valley Healthcare System Women Veterans Healthcare Center -
- HR 0187** by \*Camper  
Memorials, Academic Achievement - Erica L. Mays, Salutatorian, Wooddale High School -
- HR 0188** by \*Camper  
Memorials, Academic Achievement - Desiree Mitchell, Valedictorian, Wooddale High School -
- HR 0189** by \*Camper  
Memorials, Academic Achievement - Demetria NeKole Kimble, Valedictorian, Oakhaven High School -
- HR 0190** by \*Camper  
Memorials, Academic Achievement - Maria Delores Torres, Salutatorian, Oakhaven High School -
- HR 0191** by \*Hawk  
Memorials, Sports - Unicoi County High School, Class AA Softball, State Champs -
- HJR 0659** by \*Gilmore  
Memorials, Professional Achievement - Dr. Sandra Holt, Higher Education Professional of the Year -
- HJR 0660** by \*Gilmore  
Memorials, Professional Achievement - Brenda Steele, Alex Green Elementary School, 2010 Principal of the Year -
- HJR 0661** by \*Gilmore  
Memorials, Professional Achievement - Renita J. Cobb, West End Middle School, Teacher of the Year -
- HJR 0662** by \*Carr, Coleman  
Memorials, Personal Achievement - Dakota Umsted, Eagle Scout -
- HJR 0663** by \*Carr, Harwell  
Memorials, Academic Achievement - Patrick W. Carr, Jr. -
- HJR 0664** by \*Turner M  
Memorials, Interns - Anthony Tyrone Chambers -
- HJR 0665** by \*Coleman, Carr, Cobb C  
Memorials, Recognition - Staff Sergeant Thomas Hosfelt -
- HJR 0666** by \*Pitts, Johnson C, Johnson P  
Memorials, Personal Achievement - Harlin Miller, 2009 Tennessee American Legion Boys State Governor -
- HJR 0667** by \*Cobb T  
Memorials, Recognition - Bob Taylor Hime -
- HJR 0668** by \*Mumpower  
Memorials, Death - Hugh Buckles -
- HJR 0669** by \*Pitts, Johnson C, Johnson P, Evans  
Memorials, Personal Achievement - Harlin Miller, Tennessee American Legion Boys State Governor -
- HJR 0670** by \*Mumpower  
General Assembly, Recess & Reconvene - Recesses 106th General Assembly from close of business on Thursday, June 11, 2009, until Tuesday, June 16, 2009. -
- HJR 0671** by \*Pitts, Johnson P, Johnson C, Tidwell  
Memorials, Death - Jason Braxton "Bret" Smith -
- HJR 0672** by \*Mumpower, Odom  
General Assembly, Recess & Reconvene - Recesses 106th General Assembly from close of business on Thursday, June 11, 2009, until Tuesday, June 16, 2009. -
- HJR 0673** by \*Gilmore  
Memorials, Professional Achievement - Camilla Benbow, Executive Committee of the National Science Board -

(House Resolutions cont.)

**HJR 0674** by \*Hensley

Memorials, Recognition - Hester Farm, 2009 Lawrence County Chamber of Commerce Century Farm Award -

**HB 2414** by \*Swafford

Bledsoe County - As introduced, subject to local approval, establishes Healthcare Facilities Board as successor entity to Board of Hospital Directors. - Amends Chapter 94 of the Private Acts of 1967; as amended.

### **THIRD CONSIDERATION**

#### **Consent Calendar:**

HB 1868 – s/c SB 1320 – PASSED 94-0.

HB 1268 – s/c SB 1063 – PASSED 94-0.

#### **Consent Calendar #2:**

HB 1153 – s/c SB 837 – PASSED 94-0.

HR's 186, 187, 188, 189, 190 – ADOPTED 94-0.

HJR's 659, 660, 661, 662, 663, 664, 666 – ADOPTED 94-0.

HJR 666 – RE-SET to next calendar.

#### **Consent Calendar #3:**

HR 191 – ADOPTED 92-0-1.

HJR's 667, 668, 669, 671 – ADOPTED 92-0-1.

#### **Regular Calendar:**

HB 2282 – Amds. #2, 3 ad. – PASSED AS AMENDED 92-0.

HJR 463 – s/c SJR 420 – CONCURRED 92-0-1.

SJR 627 – CONCURRED 92-0-1.

HB 1525 – RE-SET to 6/16/09.

HB 738 – RE-SET to next calendar.

SB 2300 – Amds. #42, 41 ad. – PASSED AS AMENDED 82-12.

SB 1092 – Amds. #2, 5 ad. – PASSED AS AMENDED 79-12-2.

HB 939 – Amds. #1 to 2, 2 ad. – PASSED AS AMENDED 88-3-2.

HJR 149 – PASSED 2<sup>nd</sup> Reading.

HJR 436 – RE-SET to 6/18/09.

HB 518 – RE-SET to final calendar.

HB 1184 – HELD on desk.

#### **Regular Calendar #2:**

HB 1360 – Amd. #1 ad. – PASSED AS AMENDED 69-11.10.

HB 885 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

HB 2052 – Amd. #2 ad. – PASSED AS AMENDED 89-1-3.

HB 2057 – PASSED 91-0.

HB 2296 – Amds. #1, 2 ad. – PASSED AS AMENDED 94-0.

HB 459 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

HB 2295 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

HB 1603 – s/c SB 605 – Amds. #5, 6 ad. – PASSED AS AMENDED 64-21-1.

HB 1335 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

#### **Message Calendar:**

HB's 237, 1072, 2109 – RE-SET to next Message Calendar.

## OTHER ACTION

HJR 666 – Withdrawn.

HJR 670 – s/r ADOPTED 93-0-1.

HJR 672 – s/r ADOPTED 93-0.

HB 250 – tabling motion lifted; reconsidered action; reconsidered concurrence of S Amd. #1; returned to Senate as requested.

SB 1917 – Recalled from Senate.

## SUBCOMMITTEE CALENDAR FOR MONDAY, JUNE 15, 2009

BUDGET – HHR #29 – 11:00 a.m. –

HB's 1824, 1573, 284, 264, 919, 2157, 1261, 609, HJR 75, HB's 1963, 241, 448, 409, 2198, 2199, 782, 963, 2024, 882, 1001, HJR 3, HB's 1302, 1301, 332, 479, 917, 1120, 2038, 1972, 7, 27, 1732, 1777, 348, 13, , 63, 392, 582, 62, 1284, 2127, 606, 607, 611, 612, 666, 2193, 1244, 525, 526, 594, 2234, 589, 814, 961, 4, 1653, HJR 113, HB's 881, 839, 835, 474, 2008.

## MESSAGE FROM THE GOVERNOR

HJR's 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 618, 619, 620, 621 – SIGNED 6/10/09.

## CALENDARS FOR TUESDAY, JUNE 16, 2009

### Consent

#### **1. HJR 0673 by \*Gilmore**

Memorials, Professional Achievement - Camilla Benbow, Executive Committee of the National Science Board - The Abstract summarizes HJR0673 as introduced.

#### **2. HJR 0674 by \*Hensley**

Memorials, Recognition - Hester Farm, 2009 Lawrence County Chamber of Commerce Century Farm Award - The Abstract summarizes HJR0674 as introduced.

### Regular

#### **1. HB 1525 by \*Harwell (\*SB 0621 by \*Southerland, Ketron)**

Schools, Charter - As introduced, removes the prohibition on cyber-based charter schools. - Amends TCA Title 49, Chapter 13, Part 1.

#### **2. \*HB 0738 by \*Mumpower, Odom, Coley, Hardaway (SB 0819 by \*Norris, Marrero B)**

Energy - As introduced, enacts the "Tennessee Energy Conservation Endorsement Act of 2009." - Amends TCA Title 65.

#### **3. \*HJR 0149 by \*McCord, Armstrong, Montgomery, Maggart, Dean, Eldridge, Towns, Coley, Barker, Dunn, Shipley, Lynn, McManus, Carr, Harmon, Hackworth, Stewart, Cobb C, Cobb T, Favors, Brown, Windle, Fitzhugh, Hill, Haynes, Niceley, Johnson C, Brooks H, McCormick, Rich, Bell, Lollar, Yokley, Litz, Evans, Hawk, Halford, Shepard, Weaver, Hensley, Cooper B, Harrison, Roach, McDaniel, Winningham, Ferguson, Faulkner, Bone, Ramsey, Johnson P, Williams, Dennis, Fincher**

Constitutional Amendments - Adds provisions establishing the personal right to hunt and fish, subject to reasonable regulations and restrictions prescribed by law. -

#### **4. HB 1045 by \*Lynn, Kernell, Cobb J, Hardaway (\*SB 0361 by \*Johnson, Ford, O.)**

Sunset Laws - As introduced, extends collateral pool board, June 30, 2013; requires consideration be given to appointments of persons over 60, women, and members of a racial minority. - Amends TCA Title 4, Chapter 29 and Title 9, Chapter 4. - The Abstract summarizes HB1045 as introduced.

(Consent Calendar cont.)

**5. HB 1246 by \*Curtiss, Evans, Cobb T (\*SB 0878 by \*Ketron)**

Firefighters - As introduced, requires full-time, part-time, or volunteer firefighters hired or accepted on or after July 1, 2009, to meet certain minimum training requirements. - Amends TCA Title 4, Chapter 24, Part 1.

**Message**

**1. \*HB 0237 by \*DeBerry J, Hardaway (SB 0039 by \*Marrero B)**

Domestic Relations - As introduced, removes the requirement that in a divorce if a guardian ad litem has been appointed by the court, the guardian ad litem must agree to the parenting plan before the court can approve the parenting plan. - Amends TCA Title 36, Chapter 4 and Title 36, Chapter 6.

**2. \*HB 1072 by \*Lynn, Kernell, Cobb J, Hardaway (SB 1025 by \*Johnson, Watson)**

Sunset Laws - As introduced, extends health equity commission, June 30, 2012. - Amends TCA Title 3, Chapter 15 and Title 4, Chapter 29.

**3. \*SB 1907 by \*Norris, Marrero B, Overbey, Tracy, Crowe, Southerland, Stanley, Woodson, Burchett, McNally, Yager, Watson, Burks (HB 1545 by \*DeBerry J, Camper, Hardaway)**

Medicine, Practice of - As introduced, exempts persons licensed by the board of any of the professions of healing arts from liability for civil damages resulting from the delivery of health services for a nominal charge. - Amends TCA Title 63, Chapter 6, Part 7.

**4. \*HB 1946 by \*Maddox (SB 2091 by \*Finney L)**

Growth and Development - As introduced, specifies that if the regional area outside of the municipal boundaries is less than 50 percent of the entire regional area then only one member of a municipal planning commission shall be appointed from the regional area outside the municipal boundaries regardless of the number of members on a municipal planning commission designated as a regional planning commission. - Amends TCA Section 13-3-102.

**5. \*HB 2109 by \*Floyd, Favors, Evans (SB 2102 by \*Watson, Burks)**

Tort Liability and Reform - As introduced, limits the civil liability of persons who own, lease, occupy, or control land when others use such land to engage in certain off-road activities and are injured due to the inherent risks associated with engaging in such activities. - Amends TCA Title 70, Chapter 7.

**HOUSE CONVENES AT 9:00 A.M., TUESDAY, JUNE 16, 2009**